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In re:

LOTUS EXIM INTERNATIONAL, INC.,
*et al.*¹

Debtors.

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY
HONORABLE VINCENT F. PAPALIA
CASE NO. 18-15957 (VFP)

(Jointly Administered)

Chapter 7

HEARING DATE AND TIME:

May 30, 2018, at 11:00 a.m.

**ORAL ARGUMENT WAIVED UNLESS
OBJECTIONS TIMELY PRESENTED**

**NOTICE OF MOTION TO APPROVE STIPULATION AND
ORDER BY AND BETWEEN CHAPTER 7 TRUSTEE AND PROVIDENT
BANK (1) AUTHORIZING ABANDONMENT AND SALE OF INVENTORY;
(2) ESTABLISHING PROCEDURES FOR COLLECTION AND DISTRIBUTION OF
ACCOUNTS RECEIVABLE; (3) PROVIDING FOR CARVE-OUTS UNDER SECTION
506(c) OF THE BANKRUPTCY CODE; AND (4) GRANTING RELATED RELIEF**

TO: All Parties-in-Interest

PLEASE TAKE NOTICE that on the 30th day of May, 2018, at 11:00 a.m., or as soon
thereafter as counsel may be heard, the undersigned, counsel for Nicholas Delzotti, Chapter 7

¹ The Debtors in these chapter 7 cases, along with the last four digits of each Debtor's federal identification number are: Lotus Exim International, Inc. (9129), Lotus Marble & Granite, Inc. (1355), Perfect Marble & Granite, Inc. (5625), Elegant Marble & Granite, Inc. (6708), Lotus Natural Stone, LLC (7701), and Majestic Granite & Marble, Inc. (1176).

Trustee, shall move before the Honorable Vincent F. Papalia, United States Bankruptcy Judge, at the United States Bankruptcy Court, Martin Luther King Jr. Federal Building, 50 Walnut Street, Newark, New Jersey 07102, Courtroom 3B, for entry of an Order approving that certain Stipulation and Order By and Between Chapter 7 Trustee and Provident Bank (1) Authorizing the Abandonment and Sale of Inventory; (2) Establishing Procedures for the Collection and Distribution of Accounts Receivable; (3) Providing For Carve-Outs Under Section 506(c) of the Bankruptcy Code; and (4) Granting Related Relief (the “Motion”).

PLEASE TAKE FURTHER NOTICE that in support of the Motion, the undersigned shall rely on the Application and Certification of Nicholas Delzotti, which set forth the relevant factual and legal bases for the relief requested. A proposed Order is submitted herewith.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the relief requested in the Motion shall: (i) be in writing, (ii) state with particularity the basis of the objection; and (iii) be filed with the Clerk of the United States Bankruptcy Court electronically by attorneys who regularly practice before the Bankruptcy Court in accordance with the General Order Regarding Electronic Means for Filing, Signing, and Verification of Documents dated March 27, 2002 (the “General Order”) and the Commentary Supplementing Administrative Procedures dated as of March 2004 (the “Supplemental Commentary”) (the General Order, the Supplemental Commentary and the User’s Manual for the Electronic Case Filing System can be found at www.njb.uscourts.gov, the official website for the Bankruptcy Court) and, by all other parties-in interest, on CD-ROM in Portable Document Format (PDF), and shall be served in accordance with the General Order and the Supplemental Commentary, so as to be received no later than seven (7) days before the hearing date set forth above.

PLEASE TAKE FURTHER NOTICE that unless objections are timely filed and served, the Motion may be decided on the papers in accordance with D.N.J. LBR 9013-3(d), and the relief requested may be granted without further notice or hearing.

PLEASE TAKE FURTHER NOTICE that the undersigned requests oral argument on the return date of the Motion if objections are timely filed.

COLE SCHOTZ P.C.

Attorneys for Nicholas Delzotti, Chapter 7 Trustee

By: /s/ Stuart Komrower
Stuart Komrower, Esq.
Jacob S. Frumkin, Esq.

DATED: May 9, 2018